REMARKS

Claims 1 to 6 were pending in the application at the time of examination. Claims 1 to 6 stand rejected as anticipated.

Prior to considering the rejection, Applicants note that a Revocation and Substitution of Power of Attorney was filed in the above application and received by the USPTO on October 27, 2004 as indicated on the return receipt postcard. Nevertheless, the office action of January 19, 2005 was forwarded to attorneys that are no longer responsible for the above application. If the Revocation and Substitution is not in the file, the Examiner is respectfully requested to contact the undersigned attorney so that a copy along with the a copy of the return receipt postcard can be refilled. Please direct all correspondence in the above application to Customer Number 24209.

Applicants have amended the description to correct grammatical errors.

Applicants note that no §112 rejections were given in the instant application. Applicants have amended Claims 1 to 6 to correct a minor antecedent basis informality. Since no §112 rejections were given, these amendments do not affect the scope of the claims and so do not affect the patentability of the claims.

Claims 1 to 6 stand rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,092,196, hereinafter referred to as Reiche. The Examiner stated, in part:

> . . . receiving a resource request, said request including a rights key credential (Col. 9, lines 38-42), said rights rights key credential comprising: at least one key to provide access to a resource on said data communications network (Col. 9, lines 3-5); and a resource identifier (Col. 9, lines 45-46), said resource identifier comprising a resource server peer group ID and a randomized ID (Col. 8, lines 65-66), said resource server peer group ID identifying a resource server peer group (Col. 10, lines

50-63), said resource server peer group comprising at least one server that maintains a mapping between a randomized ID and said at least one key(Col. 10, lines 39-49); and providing access to said resource using said at least one key (Col. 9, lines 63-65).
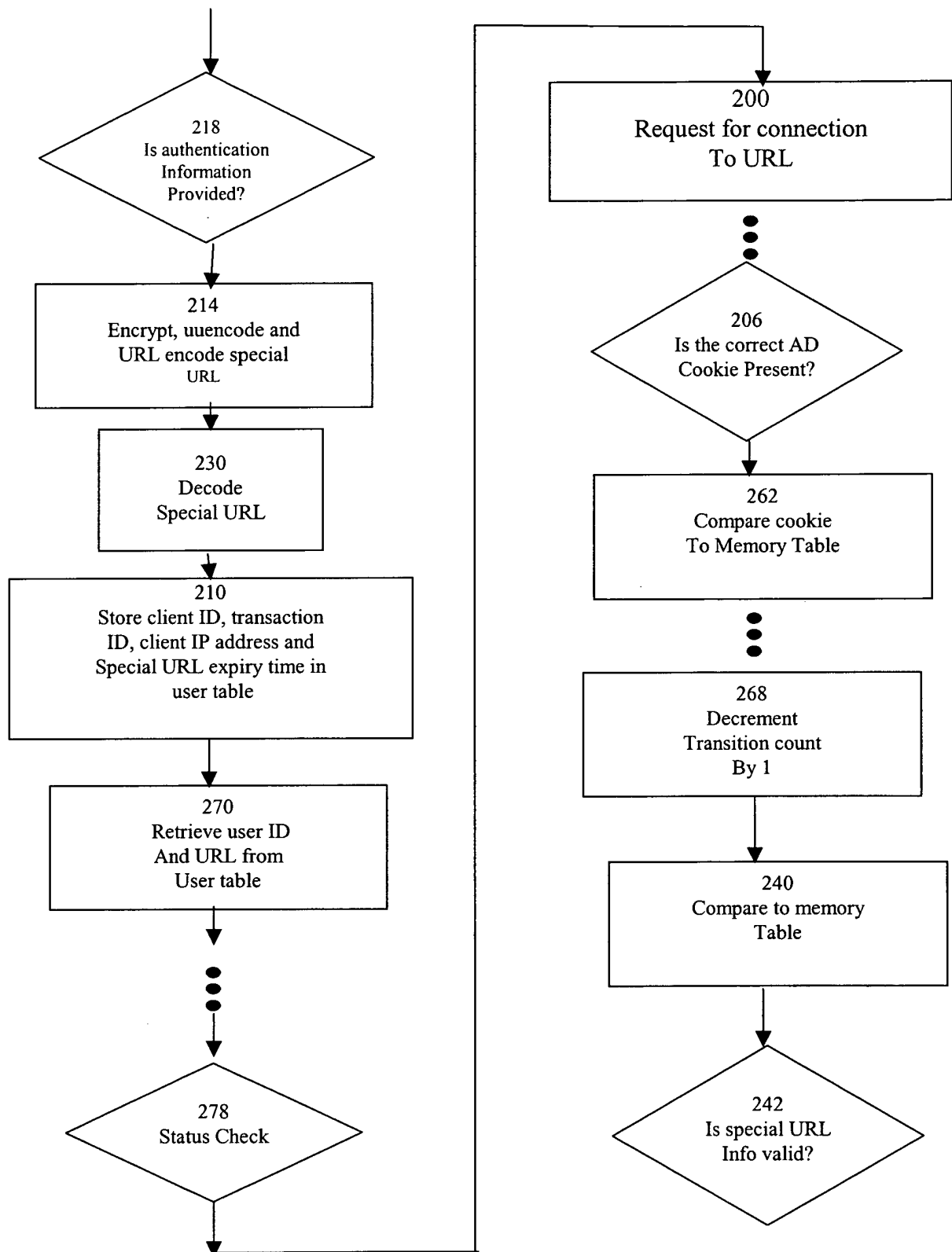
Applicants respectfully traverse the anticipation rejection of Claim 1. Col. 9, lines 3 to 5 were cited as teaching exactly "at least one key to provide access to a resource on said data communications network." However, these lines taught:

> This information is then encrypted using a simple private key encryption algorithm, uuencoded and URL encoded to facilitate transmission (step 214).

This section describes an encryption technique and fails to teach or even suggest any thing concerning providing access to a resource. This alone is sufficient to overcome the anticipation rejection.

Nevertheless, Applicants respectfully point out that the recitation in Claim 1 is associated with a single "receiving a resource request" operation, while, as quoted above, the rejection picks and chooses information form multiple operations in the reference.

As quoted above, Col. 9, lines 38 to 42 are cited as teaching exactly "receiving a resource request, said request including a rights key credential." This section is associated with step 218 in Fig. 2b. Col. 9, lines 3 to 5, that was cited as quoted above, is associated with step 214. Col. 9, lines 45-46 is associated with step 230. Col. 8, lines 65-66 is associated with step 210. Col. 10, line 50-63 is associated with steps 270 to 278. Col. 10, lines 39 to 49 is associated with steps 200, and 262 to 268. While Col. 9, lines 63 to 66 are associated with steps 240 and 242. Thus, based upon the rejection, the teaching of the reference have been re-arranged as shown in the flowing flow diagram:

This flow diagram of the rejection demonstrates that to arrive at Applicants' method as recited in Claim 1 it is not only necessary to re-arrange the teachings of the reference, but also to selectively extract information from each of the re-arranged steps. The MPEP requirements for an anticipation rejection are:

> "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference.". . ."The identical invention must be shown in as complete detail as is contained in the ... claim." . . . The elements must be arranged as required by the claim, but this is not an *ipsissimis verbis* test, i.e., identity of terminology is not required.

As illustrated in the above diagram of the information used in the rejection, Applicants' invention as recited in Claim 1 is obtained only by rearranged the teaching of the reference and selectively extracting parts of the rearranged process. There can be no clearer demonstration that the reference fails to show the elements arranged as required by the claim. Therefore, according to the MPEP, Reiche fails to anticipate Claim 1. Applicants request reconsideration and withdrawal of the anticipation rejection of Claim 1.

The identical rejection was given for Claim 2. However, the scope of Claim 2 is different from Claim 1. For example, Claim 2 recites in part, "each of said at least one resource stored on a separate secure device." The rejection does not consider this limitation and so fails to establish a prima facie anticipation rejection. Also, the above comments with respect to Claim 1 are incorporated herein by reference. Applicants request reconsideration and withdrawal of the anticipation rejection of Claim 2.

Claim 3 is a program storage device corresponding to method Claim 1 and thus includes substantially the same

distinctive feature as Claim 1. Accordingly, the above comments with respect to Claim 1 are incorporated herein by reference for Claim 3. Applicants request reconsideration and withdrawal of the anticipation rejection Claim 3.

Claim 4 is a program storage device corresponding to method Claim 2 and thus includes substantially the same distinctive feature as Claim 2. Accordingly, the above comments with respect to Claim 2 are incorporated herein by reference for Claim 4. Applicants request reconsideration and withdrawal of the anticipation rejection Claim 4.

Claim 5 is an apparatus corresponding to method Claim 1 and thus includes substantially the same distinctive feature as Claim 1. Accordingly, the above comments with respect to Claim 1 are incorporated herein by reference for Claim 5. Applicants request reconsideration and withdrawal of the anticipation rejection Claim 5.

Claim 6 is an apparatus corresponding to method Claim 2 and thus includes substantially the same distinctive feature as Claim 2. Accordingly, the above comments with respect to Claim 21 are incorporated herein by reference for Claim 3. Applicants request reconsideration and withdrawal of the anticipation rejection Claim 6.

Claims 1 to 6 remain in the application. Claims 1 to 6 have been amended. For the foregoing reasons, Applicant(s) respectfully request allowance of all pending claims. If the Examiner has any questions relating to the above, the Examiner is respectfully requested to telephone the undersigned Attorney for Applicant(s).
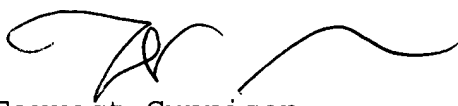
CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **April 19, 2005.**

_____   **April 19, 2005**
Attorney for Applicant(s)   Date of Signature

Respectfully submitted,

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